**HON'BLE SRI JUSTICE BILAL NAZKI**
**AND**
**HON'BLE SRI JUSTICE NOOTY RAMAMOHANA RAO**

**WRIT PETITION No.4690 of 2007**

Date: 08-03-2007.

Between :

Ratanlal Bhati.

.....Petitioner

And

Assistant Motor Vehicles Inspector, Eluru.

.....Respondent.

**HON'BLE SRI JUSTICE BILAL NAZKI**
**AND**
**HON'BLE SRI JUSTICE NOOTY RAMAMOHANA RAO**

**WRIT PETITION No.4690 of 2007**

**ORDER** : (Per Hon'ble Sri Justice Bilal Nazki)

Heard learned counsel for the parties. With their consent, the writ petition is disposed of at this stage.

The grievance of the petitioner is that on 21st of February 2007, he entered the State of Andhra Pradesh with his vehicle which is registered in the State of Rajasthan. On 26th of February 2007, he was intercepted near Janampet in Eluru of West Godavari District and the vehicle was seized on the ground that life tax has to be paid for the vehicle in Andhra Pradesh. It is conceded even by the learned Government Pleader that for a period of thirty days, the vehicle can be run in Andhra Pradesh without payment of tax, if it is registered in another State. It appears, there was no material with the respondent to come to the conclusion that the vehicle was plying in Andhra Pradesh for more than thirty days. Even in the check report, the respondent has only stated that the

petitioner had stated that the vehicle had entered Andhra Pradesh on 21st of February 2007. The learned counsel for petitioner submits that as soon as the vehicle is released to him, he intends to take it back to Rajasthan and does not want to stay in Andhra Pradesh.

In view of what has been stated above, we allow the writ petition and direct that the vehicle be returned to the petitioner within a period of one week from today.

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BILAL NAZKI, J

8th March 2007.

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NOOTY RAMAMOHANA RAO, J

**N.B**:
Furnish copy of order by tomorrow.

(b/o)

ajr